

_____ **First Published in the Derby Reporter on May 9, 2003**

**RESOLUTION NO. 03-196
(Out of Corporate Limits)**

RESOLUTION OF FINDINGS OF ADVISABILITY AND
RESOLUTION AUTHORIZING CONSTRUCTION OF **MAIN 8,
NORTHWEST INTERCEPTOR SEWER (NORTH OF 37TH STREET
NORTH, WEST OF MAIZE ROAD), 468-83604**, IN THE CITY OF
WICHITA, KANSAS, PURSUANT TO FINDINGS OF ADVISABILITY
MADE BY THE GOVERNING BODY OF THE CITY OF WICHITA,
KANSAS.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF
WICHITA, KANSAS, THAT THE FOLLOWING FINDINGS AS TO THE
ADVISABILITY OF CONSTRUCTING **MAIN 8, NORTHWEST
INTERCEPTOR SEWER (NORTH OF 37TH STREET NORTH, WEST OF
MAIZE ROAD), 468-83604**, IN THE CITY OF WICHITA, KANSAS, ARE
HEREBY MADE TO-WIT:

SECTION 1. That it is necessary and in the public interest to construct **Main 8,
Northwest Interceptor Sewer (north of 37th Street North, west of Maize Road), 468-83604**,
in the City of Wichita, Kansas.

SECTION 2. That the cost of said improvements provided for hereof is estimated to be
One Million Dollars (\$1,000,000.00), exclusive of the cost of interest on borrowed money,
with **14.7** percent payable by the improvement district and **85.3** percent payable by the Wichita
Sanitary Sewer Utility. Said estimated cost as above set forth is hereby increased at the pro-
rata rate of 1 percent per month from and after **May 1, 2003**.

SECTION 3. That all costs of said improvements attributable to the improvement
district, when ascertained, shall be assessed against the land lying within the improvement
district described as follows:

UNPLATTED TRACT "A"

THE S.W. $\frac{1}{4}$ OF THE S.E. $\frac{1}{4}$; EXCEPT THE SOUTH 546.56 FEET OF THE EAST 876.68
FEET THERE OF SECTION 30, TOWNSHIP 26 SOUTH, RANGE 1 WEST.

UNPLATTED TRACT "B"

THE SOUTH 546.56 FEET OF THE EAST 876.68 FEET OF THE S.W. $\frac{1}{4}$ OF THE S.E. $\frac{1}{4}$ OF
SECTION 30, TOWNSHIP 26 SOUTH, RANGE 1 WEST.

UNPLATTED TRACT "C"

THE S.E. $\frac{1}{4}$ OF THE S.E. $\frac{1}{4}$ OF SECTION 30, TOWNSHIP 26 SOUTH, RANGE 1 WEST
EXCEPT; BEGINNING AT THE S.E. CORNER OF SAID S.E. $\frac{1}{4}$; THENCE WEST ALONG
THE SOUTH LINE OF SAID S.E. $\frac{1}{4}$., 955.00 FEET; THENCE NORTH 400.00 FEET;

THENCE EAST 200.00 FEET; THENCE NORTH 113.7 FEET; THENCE EAST 513.7 FEET TO THE EAST LINE OF SAID S.E. $\frac{1}{4}$; THENCE SOUTH ALONG THE EAST LINE OF SAID S.E. $\frac{1}{4}$ TO THE POINT OF BEGINNING EXCEPT FOR ROAD RIGHT OF WAY.

UNPLATTED TRACT "D"

A TRACT OF LAND IN THE S.E. $\frac{1}{4}$ OF THE S.E. $\frac{1}{4}$ OF SECTION 30, TOWNSHIP 26 SOUTH, RANGE 1 WEST MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE S.E. CORNER OF SAID S.E. $\frac{1}{4}$; THENCE WEST ALONG THE SOUTH LINE OF SAID S.E. $\frac{1}{4}$, 955.00 FEET; THENCE NORTH 400.00 FEET; THENCE EAST 200.00 FEET; THENCE NORTH 113.7 FEET; THENCE EAST 513.7 FEET TO THE EAST LINE OF SAID S.E. $\frac{1}{4}$; THENCE SOUTH ALONG THE EAST LINE OF SAID S.E. $\frac{1}{4}$ TO THE POINT OF BEGINNING.

SECTION 4. That the method of apportioning all costs of said improvements attributable to the owners of land liable for assessment shall be on a **square foot** basis.

Where the ownership of a single lot is or may be divided into two or more parcels, the assessment to the lot so divided shall be assessed to each ownership or parcel on a square foot basis.

SECTION 5. That payment of said assessments may indefinitely be deferred as against those property owners eligible for such deferral available through the Special Assessment Deferral Program.

SECTION 6. That the City Engineer shall prepare plans and specifications for said improvement and a preliminary estimate of cost therefore, which plans, specifications, and a preliminary estimate of cost shall be presented to this Body for its approval.

SECTION 7. Whereas, the Governing Body of the City, upon examination thereof, considered, found and determined the Petition to be sufficient, having been signed by the owners of record, whether resident or not, of more than Fifty Percent (50%) of the property liable for assessment for the costs of the improvement requested thereby; the advisability of the improvements set forth above is hereby established as authorized by K.S.A. 12-6a01 et seq., as amended and supplemented, and K.S.A. 12-693.

SECTION 8. Be it further resolved that the above described improvement is hereby authorized and declared to be necessary in accordance with the findings of the Governing Body as set out in this resolution.

SECTION 9. That the City Clerk shall make proper publication of this resolution, which shall be published once in the official City paper and which shall be effective from and after said publication.

ADOPTED at Wichita, Kansas, May 6, 2003.

CARLOS MAYANS, MAYOR

ATTEST:

PAT GRAVES, CITY CLERK

(SEAL)